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## **DEPARTMENT OF LABOR**

### **Office of Workers' Compensation Programs**

#### **Advisory Board on Toxic Substances and Worker Health Meeting**

**AGENCY:** Office of Workers' Compensation Programs, Labor.

**ACTION:** Announcement of meeting of the Advisory Board on Toxic Substances and Worker Health (Advisory Board) for Part E of the Energy Employees Occupational Illness Compensation Program Act (EEOICPA).

**SUMMARY:** The Advisory Board will meet April 26 - 28, 2016, in Washington, DC.

Comments, requests to speak, submissions of materials for the record, and requests for special accommodations: You must submit (postmark, send, transmit) comments, requests to address the Advisory Board, speaker presentations, and requests for special accommodations for the meetings by April 19, 2016.

**ADDRESSES:** The Advisory Board will meet in Room N-4215 A/B/C, U.S. Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210.

Submission of comments, requests to speak and submissions of materials for the record: You may submit comments, materials, and requests to speak at the Advisory Board meeting, identified by the Advisory Board name and the meeting date of April 26 – 28, 2016, by any of the following methods:

- *Electronically:* Send to: EnergyAdvisoryBoard@dol.gov (specify in the email subject line, “Request to Speak: Advisory Board on Toxic Substances and Worker Health”).
- *Mail, express delivery, hand delivery, messenger, or courier service:* Submit one copy to the following address: U.S. Department of Labor, Office of Workers’ Compensation Programs, Advisory Board on Toxic Substances and Worker Health, Room S-3522, 200 Constitution Ave., NW, Washington, DC 20210.

Requests for special accommodations: Please submit requests for special accommodations to attend the Advisory Board meeting by email, telephone, or hard copy to Ms. Carrie Rhoads, OWCP, Room S-3524, U.S. Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210; telephone (202) 343-5580; email EnergyAdvisoryBoard@dol.gov.

Instructions: Your submissions must include the Agency name (OWCP), the Advisory Board name and the meeting date of April 26 – 28, 2016. Due to security-related procedures, receipt of submissions by regular mail may experience significant delays. For additional information about submissions, see the SUPPLEMENTARY INFORMATION section of this notice.

OWCP will make available publically, without change, any comments, requests to speak, and speaker presentations, including any personal information that you provide. Therefore, OWCP cautions interested parties against submitting personal information such as Social Security numbers and birthdates.

FOR FURTHER INFORMATION CONTACT: For press inquiries: Ms. Amanda McClure, Office of Public Affairs, U.S. Department of Labor, Room S-1028, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-4672; email mcclure.amanda.c@dol.gov.

**SUPPLEMENTARY INFORMATION:** Advisory Board meeting: The Advisory Board will meet Tuesday, April 26, 2016; Wednesday, April 27, 2016; and Thursday, April 28, 2016, in Washington, DC, from 8:00 am until 6:00 pm each day, except ending at 3:00 pm on the last day. Some Advisory Board members may attend the meeting by teleconference. The teleconference number and other details for participating remotely will be posted on the Advisory Board's website, 72 hours prior to the commencement of the first meeting date. This information will be posted at <http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>. Advisory Board meetings are open to the public.

Public comment sessions: April 26, 2016, from 5:00 pm to 6:00 pm; April 27, 2016, from 5:00 pm to 6:00 pm; and April 28, 2016, from 1:00 pm to 1:45 pm. Please note that the public comment sessions end at the time indicated or following the last call for comments, whichever is earlier. Members of the public who wish to provide public comments should plan to attend the public comment session (in person or remotely) at the start time listed.

The Advisory Board is mandated by Section 3687 of EEOICPA. The Secretary of Labor established the Board under this authority and Executive Order 13699 (June 26, 2015). The purpose of the Advisory Board is to advise the Secretary with respect to: 1) the Site Exposure Matrices (SEM) of the Department of Labor; 2) medical guidance for claims examiners for claims with the EEOICPA program, with respect to the weighing of the medical evidence of claimants; 3) evidentiary requirements for claims under Part B of EEOICPA related to lung disease; and 4) the work of industrial hygienists and staff physicians and consulting physicians of the Department of Labor and reports of such hygienists and physicians to ensure quality, objectivity, and consistency. The Advisory Board sunsets on December 19, 2019.

The Advisory Board operates in accordance with the Federal Advisory Committee Act (FACA) (5 U.S.C. App. 2), its implementing regulations (41 CFR part 102-3).

Agenda: The tentative agenda for the Advisory Board meeting includes:

- Welcome remarks from DOL officials;
- New member orientation on FACA and ethics rules;
- Overview of the EEOICPA program;
- Discussion of the Board's authority and recommendations regarding the proposed new regulations (identified by Regulatory Information Number 1240-AA08);
- Presentations from the Department of Energy, the Advisory Board on Radiation and Worker Health, the EEOICPA Ombudsman, and the NIOSH Ombudsman;
- Discussion on the Site Exposure Matrices (SEM) of the Department of Labor;
- Discussion on medical guidance for claims examiners for claims with the EEOICPA program, with respect to the weighing of the medical evidence of claimants;
- Discussion on evidentiary requirements for claims under EEOICPA Part B related to lung disease;
- Discussion on the work of industrial hygienists and staff physicians and consulting physicians of the Department of Labor and reports of such hygienists and physicians to ensure quality, objectivity, and consistency; and

- Public comments.

OWCP transcribes and prepares detailed minutes of Advisory Board meetings. OWCP posts the transcripts and minutes on the Advisory Board webpage,

<http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>, along with written comments, speaker presentations, and other materials submitted to the Advisory Board or presented at Advisory Board meetings.

### **Public Participation, Submissions and Access to Public Record**

Advisory Board meetings: All Advisory Board meetings are open to the public. Individuals attending Advisory Board meetings at the U.S. Department of Labor must enter the building at the Visitors' Entrance at 3rd and C Streets, NW, and pass through building security. Attendees must have valid government-issued photo identification (e.g., driver's license) to enter the building. For additional information about building security measures for attending Advisory Board meetings, please contact Ms. Rhoads (see ADDRESSES section). Information on how to participate in the meeting remotely will be posted on the Advisory Board's website.

Individuals requesting special accommodations to attend the Advisory Board meeting should contact Ms. Rhoads.

Submission of comments: You may submit comments using one of the methods listed in the ADDRESSES section. Your submission must include the Agency name (OWCP) and date for this Advisory Board meeting (April 26 - 28, 2016). OWCP will post your comments on the Advisory Board website and provide your submissions to Advisory Board members.

Because of security-related procedures, receipt of submissions by regular mail may experience significant delays.

Requests to speak and speaker presentations: If you want to address the Advisory Board at the meeting you must submit a request to speak, as well as any written or electronic presentation, by April 19, 2016, using one of the methods listed in the ADDRESSES section. Your request may include:

- The amount of time requested to speak;
- The interest you represent (e.g., business, organization, affiliation), if any; and
- A brief outline of the presentation.

PowerPoint presentations and other electronic materials must be compatible with PowerPoint 2010 and other Microsoft Office 2010 formats. The Advisory Board Chair may grant requests to address the Board as time and circumstances permit.

Electronic copies of this Federal Register notice are available at <http://www.regulations.gov>.

This notice, as well as news releases and other relevant information, are also available on the Advisory Board's web page at

<http://www.dol.gov/owcp/energy/regs/compliance/AdvisoryBoard.htm>.

**FOR FURTHER INFORMATION CONTACT:** You may contact Antonio Rios, Designated Federal Officer, Advisory Board on Toxic Substances and Worker Health, Office of Workers' Compensation Programs, at [rios.antonio@dol.gov](mailto:rios.antonio@dol.gov), or Carrie Rhoads, Office of Workers' Compensation Programs, at [rhoads.carrie@dol.gov](mailto:rhoads.carrie@dol.gov), U.S. Department of Labor, 200 Constitution

Avenue, NW., Suite S-3524, Washington, DC 20210, telephone (202) 343-5580. This is not a toll-free number.

Signed at Washington, DC, this 28th day of March, 2016.

**Leonard J. Howie III,**  
Director,  
Office of Workers' Compensation Programs.

**BILLING CODE: 4510-24**

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